

IN THE UNITED STATE COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Norfolk Division

UNITED STATES OF AMERICA)	Criminal No. 2:19-cr-47
)	
v.)	
)	
DAVID ALCORN,)	
)	
AGHEE WILLIAM SMITH II,)	
)	
&)	
)	
THOMAS BARNETT,)	
)	
Defendants.)	

GOVERNMENT’S PROPOSED PRE-VOIR DIRE STRIKES FOR CAUSE

The United States of America, through its undersigned counsel, respectfully files its proposed pre-voir dire strikes for cause based on the venire panel’s responses to the juror questionnaire used in this case. The chart below lists the juror number and a brief summary of the reason or reasons for the motion to strike.

JUROR NUMBER	REASON FOR PROPOSED PRE-VOIR DIRE STRIKE FOR CAUSE
8	Planned out-of-state travel in February
10	Stated multiple times that she is not comfortable sitting in judgment of others; does not drive
14	Pre-planned business travel out of state and internationally
18	Potential bias on multiple questions
19	Scheduled vacation in February
32	Concerns about balancing two hour commute from Eastern Shore with other responsibilities
47	Teacher who expressed potential difficulties finding substitute
51	Necessary healthcare worker and travel in March
54	Stated multiple times he is not comfortable sitting in judgment of others
56	Teacher who expressed potential difficulties finding substitute
63	Language difficulty

70	Pre-paid travel in February
73	Unusual financial hardship
77	Planned out-of-state travel for birth of grandchild
81	Full-time student
83	Teacher who expressed potential difficulty finding substitute
93	Virginia Beach Public Defender with heavy trial schedule
95	Travel for work and potential bias
96	Student with medical concerns
98	Moving out of state in early February
103	Small business hardship
106	Asserts he cannot sit in judgment of others and small business hardship
111	Unusual financial hardship
120	Planned out-of-state travel in February
129	Unusually difficult childcare issues
131	Small business hardship
133	Difficulty sitting in judgment of others
142	Financial hardship and potential bias

Respectfully submitted,

Jessica D. Aber
United States Attorney

By: /s/
Elizabeth M. Yusi
Melissa E. O'Boyle
Andrew Bosse
Assistant United States Attorneys
United States Attorney's Office
8000 World Trade Center
101 West Main Street
Norfolk, VA 23510
Office Number: 757-441-6331
Facsimile Number: 757-441-6689
elizabeth.yusi@usdoj.gov
melissa.oboyle@usdoj.gov
andrew.bosse@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of January, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification to registered counsel.

/s/

Elizabeth M. Yusi
Assistant United States Attorney